

1 Terrence R. McInnis (#155416)  
(tmcinnis@rdblawn.com)  
2 Siavash Daniel Rashtian (#228644)  
(drashtian@rdblawn.com)  
3 ROSS, DIXON & BELL, LLP  
5 Park Plaza, Suite 1200  
4 Irvine, California 92614-8529  
Telephone: (949) 622-2700  
5 Facsimile: (949) 622-2739

6 Monique M. Fuentes (#205501)  
(mfuentes@rdblawn.com)  
7 ROSS, DIXON & BELL, LLP  
2001 K Street, NW  
8 Washington, DC 20006-1040  
Telephone: (202) 662-2000  
9 Facsimile: (202) 662-2190

10 *Attorneys for Defendant Executive Risk Specialty*  
11 *Insurance Company*

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14  
15 LENSRAFTERS, INC., and EYEXAM OF  
CALIFORNIA, INC.,

16 Plaintiffs,

17 v.

18 LIBERTY MUTUAL FIRE INSURANCE  
19 COMPANY; EXECUTIVE RISK SPECIALTY  
20 INSURANCE COMPANY; UNITED STATES  
FIRE INSURANCE COMPANY; MARKEL  
21 AMERICAN INSURANCE COMPANY and  
WESTCHESTER FIRE INSURANCE  
22 COMPANY,

23 Defendants.

24 AND RELATED CROSS ACTIONS

No. C07-02853 SBA

[Related Case No. C 04-01001 SBA]

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING TIME FOR  
DEFENDANT EXECUTIVE RISK  
SPECIALTY INSURANCE COMPANY  
TO RESPOND TO FIRST AMENDED  
COMPLAINT**

25 WHEREAS, pursuant to Fed. R. Civ. P. 15(a) and this Court's September 28, 2007 Order,  
26 ERSIC's response to the First Amended Complaint is due October 12, 2007;

27 WHEREAS, ERSIC has requested and Plaintiffs have agreed to a 7-day extension of time  
28 for ERSIC to answer or otherwise respond to the First Amended Complaint;

1 NOW THEREFORE, the Parties hereby STIPULATE to and REQUEST that the Court  
2 grant an extension of time, to and including October 19, 2007, for ERSIC to answer or otherwise  
3 respond to the First Amended Complaint.

4 Date: October 12, 2007

Respectfully submitted,

ROSS, DIXON & BELL, LLP

7 /s/ Terrence R. McInnis  
8 Terrence R. McInnis

9 and

10 Monique M. Fuentes  
Siavash Daniel Rashtian

11 *Attorneys for Defendant Executive Risk*  
12 *Specialty Insurance Company*

13 HELLER EHRMAN WHITE & McAULIFFE, LLP

14 /s/ Richard DeNatale  
15 Richard DeNatale

16 and

17 Celia M. Jackson  
18 *Attorneys for Plaintiffs LensCrafters, Inc. and*  
19 *EYEXAM of California, Inc.*

20 **IT IS SO ORDERED:**

21 Date: October \_\_\_\_, 2007

22 Hon. Sandra Brown Armstrong  
23 United States District Court Judge